

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF MICHIGAN

BATTLE CREEK HEALTH SYSTEM
and TRINITY HEALTH-MICHIGAN,
d/b/a Mercy General Health Partners

Plaintiffs,

No. 5:05-cv-00014-WAM
Hon. Wendell A. Miles

vs.

TOMMY G. THOMPSON, as the Secretary of the
United States Department of Health and Human
Services,

Defendant.

STIPULATED ORDER OF PARTIAL DISMISSAL

This matter having come before the Court on the stipulation of the parties; the parties having resolved the issue regarding the TEFRA target amount raised in of the Complaint filed in the above-captioned action; the Court having reviewed the following Order; the Court being fully advised of the premises; and good cause appearing for entry of the following Order:

IT IS HEREBY ORDERED that the TEFRA target amount issue in Plaintiffs Battle Creek Health System and Trinity Health-Michigan's Complaint is hereby dismissed with prejudice. Plaintiffs' claim for recovery of reimbursement for bad debts remains pending on the parties' cross motions for summary judgment.

Dated: March 6, 2006

/s/ Wendell A. Miles

Wendell A. Miles ☐
Senior U.S. District Judge

So stipulated; Approved as to form;

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